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5 DANIEL RAMIREZ,  
6 Plaintiff,  
7 v.  
8 UNITED RENTALS, INC.,  
9 Defendant.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

Case No. [5:10-cv-04374-EJD](#)

**ORDER TO SHOW CAUSE RE  
SETTLEMENT**

Re: Dkt. No. 107

10 The parties, having filed a Notice of Settlement on **November 14, 2014**, are ordered to  
11 appear before the Honorable Edward J. Davila on **January 8, 2015 at 9:00 AM** in Courtroom No.  
12 4, 5th Floor, United States District Court, 280 South First Street, San Jose, California, 95113, to  
13 show cause why the case should not be dismissed pursuant to Federal Rule of Civil Procedure  
14 41(b). On or before **December 30, 2014**, the parties shall file a joint statement in response to the  
15 Order to Show Cause setting forth the status of settlement efforts as well as the amount of  
16 additional time necessary to finalize and file a dismissal.

17 The Order to Show Cause shall be automatically vacated and the parties relieved of the  
18 obligation to file a joint statement if a stipulated dismissal pursuant to Federal Rule of Civil  
19 Procedure 41(a) is filed on or before **December 30, 2014**.

20 All other pretrial deadlines and hearing dates are VACATED and any pending motions are  
21 TERMINATED.

22 Failure to comply with any part of this Order will be deemed sufficient grounds to dismiss  
23 the action.

24 **IT IS SO ORDERED.**

25 Dated: 11/17/2014

  
26 EDWARD J. DAVILA  
United States District Judge